

HOUSE BILL No. 2011

DIGEST OF INTRODUCED BILL

Citations Affected: IC 11-12-11; IC 31-14-12-3; IC 31-16-12-6.

Synopsis: Work release in child support contempt proceedings. Requires a community corrections advisory board, or the county probation department of a county that does not participate in a community corrections program, to establish a work release program for certain individuals found in contempt of court for failure to pay child support. Requires a court to find an individual in contempt of court and order the individual to participate in a work release program if the individual, as a result of an intentional violation of a child support order, is delinquent at least four weeks or in an amount exceeding \$1,000.

Effective: July 1, 2001.

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January 17, 2001, read first time and referred to Committee on Courts and Criminal Code.

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Introduced

First Regular Session 112th General Assembly (2001)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2000 General Assembly.

HOUSE BILL No. 2011

A BILL FOR AN ACT to amend the Indiana Code concerning family law and juvenile law.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 11-12-11 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2001]:
4 **Chapter 11. Work Release for Delinquent Child Support Payers**
5 **Sec. 1. The:**
6 (1) **community corrections advisory board established under**
7 **IC 11-12-1-2 in which a county participates; or**
8 (2) **if a county does not participate in a community corrections**
9 **program, the county probation department;**
10 **shall establish a work release program for individuals who are**
11 **found in contempt of court under IC 31-14-12-3(a)(2) or**
12 **IC 31-16-12-6(a)(2).**
13 **Sec. 2. A program established under section 1 of this chapter**
14 **must:**
15 (1) **provide job training for program participants who are**
16 **unemployed upon entry to the program; and**
17 (2) **specify the distribution of funds earned by a program**

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SECTION 2. IC 31-14-12-3, AS AMENDED BY P.L.32-2000, SECTION 16, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 3. (a) If the court finds that a party is delinquent as a result of an intentional violation of an order for support, the court:

(1) may find the party in contempt of court; or

(2) shall find the party in contempt of court if the party is delinquent either:

(A) four (4) or more weeks; or

(B) in an amount exceeding one thousand dollars (\$1,000).

(b) The court:

(1) may order a party who is found in contempt of court under ~~this section~~ subsection (a)(1) to perform community restitution or service without compensation in a manner specified by the court; or

(2) shall order a party who is found in contempt of court under subsection (a)(2) to participate in a work release program established under IC 11-12-11-1.

SECTION 3. IC 31-16-12-6, AS AMENDED BY P.L.32-2000, SECTION 18, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 6. (a) If the court finds that a party is delinquent as a result of an intentional violation of an order for support, the court:

(1) may find the party in contempt of court; or

(2) shall find the party in contempt of court if the party is delinquent either:

(A) four (4) or more weeks; or

(B) in an amount exceeding one thousand dollars (\$1,000).

(b) The court:

(1) may order a party who is found in contempt of court under ~~this section~~ subsection (a)(1) to perform community restitution or service without compensation in a manner specified by the court; or

(2) shall order a party who is found in contempt of court under subsection (a)(2) to participate in a work release program established under IC 11-12-11-1.

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